



NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**

ROY COOPER • Governor

KODY H. KINSLEY • Secretary

MARK PAYNE • Director, Division of Health Service Regulation

VIA EMAIL ONLY

February 12, 2024

Ms. Sandy Godwin

stgodwin@capefearvalley.com

Exempt from Review

Record #: 4379

Date of Request: January 30, 2024

Facility Name: Cape Fear Valley Medical Center

FID #: 943057

Business Name: Cumberland County Hospital System, Inc.

Business #: 578

Project Description: Construct and expand ancillary and support space on main hospital campus

County: Cumberland

Dear Ms. Godwin:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency), determined that the above referenced proposal is exempt from certificate of need review in accordance with G.S. 131E-184(g). Therefore, you may proceed to offer, develop or establish the above referenced project without a certificate of need.

It should be noted that this determination is binding only for the facts represented by you. Consequently, if changes are made in the project or in the facts provided in your correspondence referenced above, a new determination as to whether a certificate of need is required would need to be made by the Agency. Changes in a project include but are not limited to: (1) increases in the capital cost; (2) acquisition of medical equipment not included in the original cost estimate; (3) modifications in the design of the project; (4) change in location; and (5) any increase in the number of square feet to be constructed.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

Tanya M. Saporito, Project Analyst

Micheala Mitchell, Chief

cc: Construction Section, DHSR
Acute and Home Care Licensure and Certification Section, DHSR

NC DEPARTMENT OF HEALTH AND HUMAN SERVICES • DIVISION OF HEALTH SERVICE REGULATION

HEALTHCARE PLANNING AND CERTIFICATE OF NEED SECTION

LOCATION: 809 Ruggles Drive, Edgerton Building, Raleigh, NC 27603

MAILING ADDRESS: 809 Ruggles Drive, 2704 Mail Service Center, Raleigh, NC 27699-2704

<https://info.ncdhhs.gov/dhsr/> • TEL: 919-855-3873

AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

From: [Sandy Godwin](#)
To: [Tanya, Saporito](#)
Subject: [External] RE: clarification
Date: Wednesday, January 31, 2024 11:40:21 AM
Attachments: [image001.png](#)

CAUTION: External email. Do not click links or open attachments unless verified. Report suspicious emails with the Report Message button located on your Outlook menu bar on the Home tab.

Thank you for the opportunity to answer this question. It definitely is located within 250 yards of the hospital building at 1638 Owen Drive.

Have a blessed day,

Sandy

From: Tanya, Saporito <tanya.saporito@dhhs.nc.gov>
Sent: Wednesday, January 31, 2024 11:14 AM
To: Sandy Godwin <stgodwin@capefearvalley.com>
Subject: clarification

WARNING: This email originated from outside of Cape Fear Valley. Do not click links or open attachments unless you recognize the sender and know the content is safe. The Original Sender of this email is tanya.saporito@dhhs.nc.gov

Hi Sandy,

One more question: is the proposed ancillary service location within 250 yards of the hospital building at 1638 Owen Drive?

Thank you in advance!!

Tanya M. Saporito, J.D. *I work from home and in the office. Email is the best way to contact me.*

Project Analyst

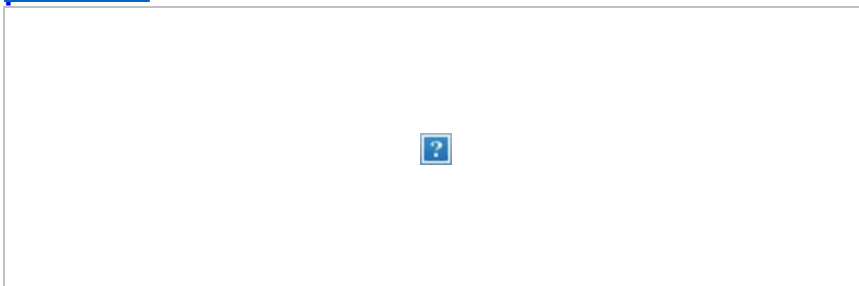
[Division of Health Service Regulation](#), Certificate of Need

[NC Department of Health and Human Services](#)

Office: 919-855-3873

Tanya.saporito@dhhs.nc.gov

NCDHHS provides essential services to improve the health, safety and well-being of all North Carolinians. Learn more about [NCDHHS initiatives and priorities](#).



Learn more at [Medicaid.ncdhhs.gov](https://www.Medicaid.ncdhhs.gov).

[Twitter](#) | [Facebook](#) | [Instagram](#) | [YouTube](#) | [LinkedIn](#)

Email correspondence to and from this address is subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized State official. Unauthorized disclosure of juvenile, health, legally privileged, or otherwise confidential information, including confidential information relating to an ongoing State procurement effort, is prohibited by law. If you have received this email in error, please notify the sender immediately and delete all records of this email.

CONFIDENTIALITY NOTICE: This electronic mail transmission may contain information that is privileged and/or confidential. Additionally, this communication may contain individual protected health information ("PHI") that is subject to protection under state and federal laws, or other privileged, confidential or proprietary information of Cape Fear Valley Health System that may not be further disclosed. Please be advised that any disclosure, copying, distribution or other use of the contents of this message by anyone other than the intended recipient is prohibited. If you have received this communication in error, please notify the sender immediately by replying to the message and deleting it from your computer.

From: [Sandy Godwin](#)
To: [Tanya, Saporito](#)
Subject: RE: [External] CFVMC Request for Exemption from CON Review
Date: Wednesday, January 31, 2024 11:41:48 AM
Attachments: [image001.png](#)

CAUTION: External email. Do not click links or open attachments unless verified. Report suspicious emails with the Report Message button located on your Outlook menu bar on the Home tab.

Thank you for the chance to answer this question. Melrose Road is a part of the CFVMC's main campus.

Thank you so much,
Sandy

From: Tanya, Saporito <tanya.saporito@dhhs.nc.gov>
Sent: Wednesday, January 31, 2024 11:06 AM
To: Sandy Godwin <stgodwin@capefearvalley.com>
Subject: FW: [External] CFVMC Request for Exemption from CON Review

WARNING: This email originated from outside of Cape Fear Valley. Do not click links or open attachments unless you recognize the sender and know the content is safe. The Original Sender of this email is tanya.saporito@dhhs.nc.gov

Good morning,

I have one question: it appears from the line drawing that the proposed new construction is across Melrose Rd. from the main campus building at 1538 Owen Drive. Is Melrose Rd. a part of CFVMC's "main campus"?

Thank you in advance, Sandy. Thinking of you.

Tanya M. Saporito, J.D. *I work from home and in the office. Email is the best way to contact me.*

Project Analyst

[Division of Health Service Regulation](#), Certificate of Need

[NC Department of Health and Human Services](#)

Office: 919-855-3873

[Tanya.saporito@dhhs.nc.gov](mailto:tanya.saporito@dhhs.nc.gov)

NCDHHS provides essential services to improve the health, safety and well-being of all North Carolinians. Learn more about [NCDHHS initiatives and priorities.](#)



Learn more at [Medicaid.ncdhhs.gov](https://www.Medicaid.ncdhhs.gov).

[Twitter](#) | [Facebook](#) | [Instagram](#) | [YouTube](#) | [LinkedIn](#)

Email correspondence to and from this address is subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized State official. Unauthorized disclosure of juvenile, health, legally privileged, or otherwise confidential information, including confidential information relating to an ongoing State procurement effort, is prohibited by law. If you have received this email in error, please notify the sender immediately and delete all records of this email.

From: Karin Sandlin <ksandlin@claritysservices.com>

Sent: Tuesday, January 30, 2024 2:50 PM

To: Tanya, Saporito <tanya.saporito@dhhs.nc.gov>

Cc: Waller, Martha K <martha.waller@dhhs.nc.gov>; Sandy Godwin <stgodwin@capefearvalley.com>

Subject: [External] CFVMC Request for Exemption from CON Review

CAUTION: External email. Do not click links or open attachments unless verified. Report suspicious emails with the Report Message button located on your Outlook menu bar on the Home tab.

Tanya,

Attached please find an exemption request submitted by Cape Fear Valley Medical Center to construct and expand ancillary and support space on the main campus. Please contact me or Sandy if you have any questions.

Thank you,

Karin

Karin Sandlin

President, Clarity Strategic Services

4208 Six Forks Road, Suite 1000, Raleigh, 27609

Mobile: 919-271-8200

ksandlin@claritysservices.com

www.claritystrategicservices.com

CONFIDENTIALITY NOTICE: This electronic mail transmission may contain information that is privileged and/or confidential. Additionally, this communication may contain individual protected health information ("PHI") that is subject to protection under state and federal laws, or other privileged, confidential or proprietary information of Cape Fear Valley Health System that may not be further disclosed. Please be advised that any disclosure, copying, distribution or other use of the contents of this message by anyone other than the intended recipient is prohibited. If you have received this communication in error, please notify the sender immediately by replying to the message and deleting it from your computer.



BEHAVIORAL HEALTH CARE
 BETSY JOHNSON HOSPITAL
 BLADEN COUNTY HOSPITAL
 CAPE FEAR VALLEY MEDICAL CENTER
 CAPE FEAR VALLEY REHABILITATION CENTER
 CENTRAL HARNETT HOSPITAL
 HIGHSMITH-RAINEY SPECIALTY HOSPITAL
 HOKE HOSPITAL

BLOOD DONOR CENTER
 BREAST CARE CENTER
 CANCER CENTER
 CAPE FEAR VALLEY MEDICAL GROUP
 CARELINK
 FAMILY BIRTH CENTER
 HEART & VASCULAR CENTER
 HEALTH PAVILION NORTH
 HEALTHPLEX
 MOBILE INTEGRATED HEALTHCARE
 SLEEP CENTER

January 29, 2024

Ms. Tanya Saporito
 Project Analyst, Healthcare Planning & Certificate of Need Section
 Division of Health Service Regulation
 N.C. Department of Health and Human Services
 809 Ruggles Drive
 Raleigh, NC 27626-0530

RE: Request for Exemption from Review to construct and expand ancillary and support space of Cape Fear Valley Medical Center Pursuant to N.C. Gen. Stat. § 131E-184(g)
 Facility Name: Cape Fear Valley Medical Center
 Facility ID: 943057
 License Number: H0213
 County: Cumberland

Dear Ms. Saporito:

Please accept this letter as notification of Cumberland County Hospital System, Inc. doing business as Cape Fear Valley Medical Center’s (CFVMC) intent to construct and expand hospital ancillary and support space on CFVMC’s main campus pursuant to N.C. Gen. Stat. § 131E-184(g). CFVHS intends to construct a multi-story building to house the following hospital-based ancillary and support spaces:

- Replacement space for CFVMC’s hospital-based diagnostic imaging services,
- Pre-surgical consult and testing,
- Lab draw stations,
- Existing hospital-based clinics, and
- Administrative offices

The project will allow CFVMC to expand and modernize the identified spaces which are needed to better accommodate the needs of its patients, visitors, and clinical staff. The total capital cost of the project is estimated to exceed \$4,000,000.



BEHAVIORAL HEALTH CARE
BETSY JOHNSON HOSPITAL
BLADEN COUNTY HOSPITAL
CAPE FEAR VALLEY
MEDICAL CENTER
CAPE FEAR VALLEY
REHABILITATION CENTER
CENTRAL HARNETT HOSPITAL
HIGHSMITH-RAINEY
SPECIALTY HOSPITAL
HOKE HOSPITAL

BLOOD DONOR CENTER
BREAST CARE CENTER
CANCER CENTER
CAPE FEAR VALLEY
MEDICAL GROUP
CARELINK
FAMILY BIRTH CENTER
HEART & VASCULAR CENTER
HEALTH PAVILION NORTH
HEALTHPLEX
MOBILE INTEGRATED
HEALTHCARE
SLEEP CENTER

Under N.C. Gen. Stat. § 131 E-184(g), the Certificate of Need law provides that an applicant’s proposal to replace or expand the entirety or a portion of an existing health service facility on the same main campus site that exceeds the \$4,000,000 threshold set forth in N.C. Gen. Stat. § 131E-176(16b) is nonetheless exempt from review if all of the following conditions are met:

- (1) the sole purpose of the capital expenditure is to renovate, replace on the same site, or expand the entirety or a portion of an existing health service facility that is located on the main campus;
- (2) the capital expenditure does not result in (i) a change in bed capacity as defined in N.C. Gen. Stat. § 131E-176(5) or (ii) the addition of a health service facility or any other new institutional health service other than that allowed in N.C. Gen. Stat. § 131E-176(16)b; and
- (3) the licensed health service facility proposing to incur the capital expenditure provides prior written notice to the Department, along with supporting documentation to demonstrate that it meets the exemption criteria of N.C. Gen. Stat. § 131 E-184(g).

Further, pursuant to N.C. Gen. Stat. § 131E-176(14n), “main campus” as referenced in N.C. Gen. Stat. § 131E-184(g), means the following:

- a. The site of the main building from which a licensed health service facility provides clinical patient services and exercises financial and administrative control over the entire facility, including the buildings and grounds adjacent to that main building.
- b. Other areas and structures that are not strictly contiguous to the main building but are located within 250 yards of the main building.

The CFVMC project meets each of the applicable conditions set forth above.

- The estimated capital cost of the project exceeds \$4,000,000.
- The sole purpose of the capital expenditure is to expand the existing health service facility on the main campus located at 1638 Owen Drive, North Carolina 28302. Please see Exhibit 1 for a site plan. The proposed expansion will be located on the main campus, which is the site from which CFVMC provides clinical patient services and exercises financial and administrative control over the entire facility (Hospital License # H0213,



BEHAVIORAL HEALTH CARE
BETSY JOHNSON HOSPITAL
BLADEN COUNTY HOSPITAL
CAPE FEAR VALLEY
MEDICAL CENTER
CAPE FEAR VALLEY
REHABILITATION CENTER
CENTRAL HARNETT HOSPITAL
HIGHSMITH-RAINEY
SPECIALTY HOSPITAL
HOKE HOSPITAL

BLOOD DONOR CENTER
BREAST CARE CENTER
CANCER CENTER
CAPE FEAR VALLEY
MEDICAL GROUP
CARELINK
FAMILY BIRTH CENTER
HEART & VASCULAR CENTER
HEALTH PAVILION NORTH
HEALTHPLEX
MOBILE INTEGRATED
HEALTHCARE
SLEEP CENTER

FID # 943057, please see Exhibit 2 for the hospital license). CFVMC's Facility Executive's office is located in the main hospital building.

- The proposed project will not result in a change in bed capacity (increase or decrease) as defined in N.C. Gen. Stat. § 131E-176(5) or the addition of a health service facility or a new institutional health service other than that allowed in N.C. Gen. Stat. § 131E-176(16b). The project will not increase the number of operating rooms or gastrointestinal rooms. The project will not result in the acquisition of major medical equipment, or the offering of health services not currently provided.
- This letter constitutes the required prior written notice under N.C. Gen. Stat. § 131 E-184(g)(3).

No new institutional health services will be offered at this site without a certificate of need. Based on the above facts, the project is exempt from Certificate of Need review. We are requesting that you confirm in writing that CFVMC's previously described project is exempt from Certificate of Need review and that CFVMC may proceed as planned with this project.

Please contact me at 910.615.6852 or stgodwin@capefearvalley.com regarding any questions concerning this request.

Sincerely,

Sandy T. Godwin
Vice President, Strategic Planning
Cape Fear Valley Health System

Exhibit 1: Main Campus Location

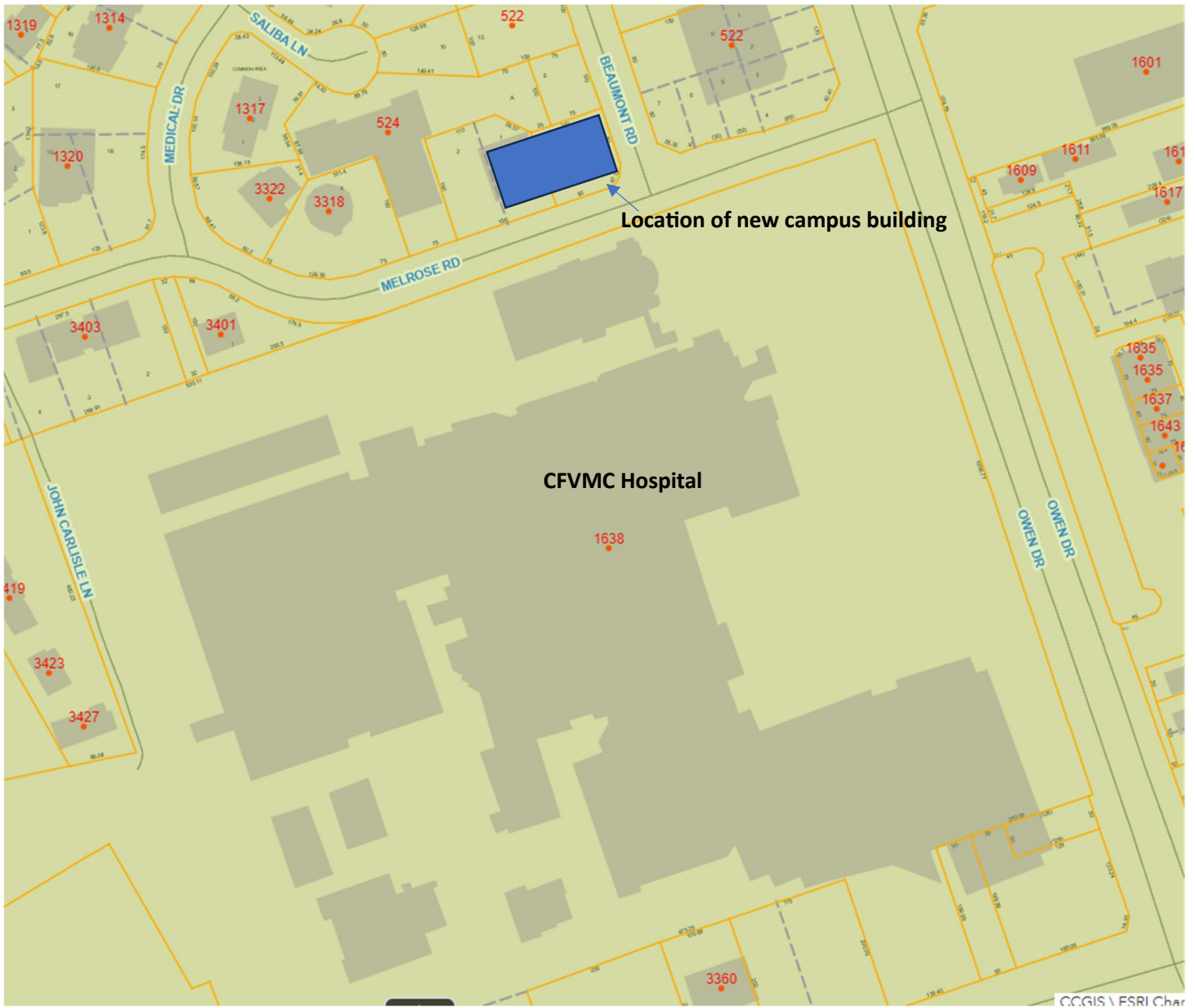


Exhibit 2: CFVMC License

State of North Carolina

Department of Health and Human Services
Division of Health Service Regulation

Effective January 1, 2024, this license is issued to

Cumberland County Hospital System, Inc.

to operate a hospital known as

Cape Fear Valley Medical Center

located at Fayetteville, NC, Cumberland County.

This license is issued subject to the statutes of the State of North Carolina, is not transferable and shall remain in effect until amended by the issuing agency.

Facility ID: 943057

License Number: H0213

Bed Capacity: 670

General Acute: 544 Rehabilitation: 78 Psych: 44 Substance Use Disorder: 4

Dedicated Inpatient Surgical Operating Rooms: 5

Shared Surgical Operating Rooms: 14

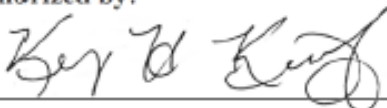
Dedicated Ambulatory Surgical Operating Rooms: 0

Dedicated Endoscopy Rooms: 4

License Categories:

.5200 Dedicated Inpatient Unit for mental disorders, .5200 Dedicated Inpatient Unit for substance use disorders

Authorized by:



Secretary, N.C. Department of Health and Human Services



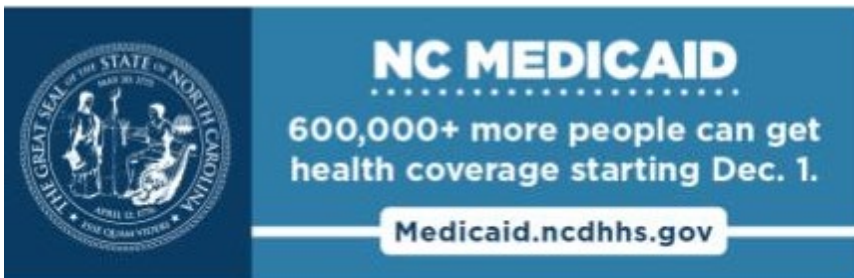
Director, Division of Health Service Regulation

From: [Tanya, Saporito](#)
To: [Stancil, Tiffany C](#)
Subject: FW: [External] CFVMC Request for Exemption from CON Review
Date: Wednesday, January 31, 2024 10:05:26 AM
Attachments: [CFVHS Exemption Request CFVMC Campus Building 1.29.24.pdf](#)
[image001.png](#)

Tanya M. Saporito, J.D. *I work from home and in the office. Email is the best way to contact me.*
Project Analyst
[Division of Health Service Regulation](#), Certificate of Need
[NC Department of Health and Human Services](#)

Office: 919-855-3873
Tanya.saporito@dhhs.nc.gov

NCDHHS provides essential services to improve the health, safety and well-being of all North Carolinians. Learn more about [NCDHHS initiatives and priorities](#).



Learn more at [Medicaid.ncdhhs.gov](https://www.Medicaid.ncdhhs.gov).

[Twitter](#) | [Facebook](#) | [Instagram](#) | [YouTube](#) | [LinkedIn](#)

Email correspondence to and from this address is subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized State official. Unauthorized disclosure of juvenile, health, legally privileged, or otherwise confidential information, including confidential information relating to an ongoing State procurement effort, is prohibited by law. If you have received this email in error, please notify the sender immediately and delete all records of this email.

From: Karin Sandlin <ksandlin@claritysservices.com>
Sent: Tuesday, January 30, 2024 2:50 PM
To: Tanya, Saporito <tanya.saporito@dhhs.nc.gov>
Cc: Waller, Martha K <martha.waller@dhhs.nc.gov>; Sandy Godwin <stgodwin@capefearvalley.com>
Subject: [External] CFVMC Request for Exemption from CON Review

CAUTION: External email. Do not click links or open attachments unless verified. Report suspicious emails with the Report Message button located on your Outlook menu bar on the Home tab.

Tanya,

Attached please find an exemption request submitted by Cape Fear Valley Medical Center to construct and expand ancillary and support space on the main campus. Please contact me or Sandy if you have any questions.

Thank you,

Karin

Karin Sandlin

President, Clarity Strategic Services

4208 Six Forks Road, Suite 1000, Raleigh, 27609

Mobile: 919-271-8200

ksandlin@clarityservices.com

www.claritystrategicservices.com